

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

)
DARAIUS DUBASH, and)
)
DR. FARAZ HARSINI)
)
Plaintiffs,)
)
) CIVIL ACTION NO. 4:23-cv-03556
v.)
)
CITY OF HOUSTON, TEXAS;)
)
HOUSTON DOWNTOWN PARK)
CORPORATION;)
)
OFFICER ROBERT DOUGLAS)
(# 7943), in his individual capacity;)
)
OFFICER VERN WHITWORTH)
(# 7595), in his individual capacity;)
)
DISCOVERY GREEN CONSERVANCY)
f/k/a HOUSTON DOWNTOWN PARK)
CONSERVANCY;)
)
and)
)
BARRY MANDEL, in his individual)
capacity.)
)
Defendants)

NOTICE OF APPEAL

Notice is hereby given that Plaintiffs in Civil Action No. 4:23-cv-03556, Daraius Dubash and Dr. Faraz Harsini, appeal to the United States Court of Appeals for the Fifth Circuit from the

September 30, 2024 order and final judgment of the United States District Court for the Southern District of Texas adopting the Memorandum and Recommendation of the United States Magistrate Judge (ECF No. 78), granting Defendants' motions to dismiss, and denying Plaintiffs' motion for a preliminary injunction. ECF No. 86.

Dated: October 25, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

A true and correct copy of the foregoing instrument has been properly delivered with the Clerk of the Court on this 25th day of October, 2024 using the CM/ECF system which will send notification of such filing to the following counsel of record:

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